UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

NATHAN KEVIN TURNER, Plaintiff, v. BONNIE DUMANIS, District Attorney of the County of San Diego; SAN DIEGO POLICE DEPARTMENT; A. FRAGOSO, Detective of the San Diego County Police Department; J. DREIS, Detective of the San Diego County Police Department; SAN DIEGO POLICE CRIME LAB; EDMOND G. BROWN, Attorney General of the State of California, Defendants.	Civil No. 08cv0360 W(RBB) ORDER GRANTING PLAINTIFF’S REQUEST FOR ENLARGEMENT OF TIME TO RESPOND TO MOTION TO DISMISS [DOC. NO. 15] AND VACATING HEARING DATES

There are currently three Motions to Dismiss pending in this case. On May 20, 2008, Defendant Edward G. Brown, Jr. filed a Motion to Dismiss Complaint [doc. no. 10], which was set to be heard by this Court on June 23, 2008, at 10:00 a.m. Defendants San Diego Police Department and Detective J. Dreis filed a Motion to Dismiss [doc. no. 12] on June 13, 2008, set to be heard by Judge

Whelan on July 13, 2008, at 10:30 a.m. Thereafter, Defendant Bonnie Dumanis filed a Motion to Dismiss Plaintiff's Complaint for Failure to State a Constitutional Claim [doc. no. 13] on June 20, 2008, which was set to be heard by Judge Whelan on July 28, 2008. The Court finds that all three Motions are suitable for resolution without oral argument pursuant to Local Rule 7.1(d)(1), and accordingly the hearing dates are VACATED. The Court will issue a report and recommendation on the merits of all three Motions.

After the first Motion was filed, Plaintiff submitted a Request for 30-Day Enlargement of Time [doc. no. 15], which was filed nunc pro tunc to June 16, 2008, asking for additional time to respond to Defendant Brown's Motion to Dismiss. Good cause appearing, Plaintiff's Request is GRANTED. The parties shall comply with the following briefing schedule relating to all pending Motions to Dismiss:

(1) Turner shall file a combined response to all three Motions to Dismiss no later than July 28, 2008. The response should separately address the merits of each Motion.

(2) Defendants shall file any reply briefs no later than August 11, 2008. The Motions will be submitted at that time and no further briefing will be accepted absent further order of the Court.

IT IS SO ORDERED.

DATED: June 20, 2008

Ruben B. Brooks
United States Magistrate Judge

cc: Judge Whelan
All parties of record